

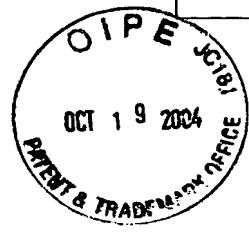
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Theodore P. Cummings 40,973  
Name of Attorney/Agent Registration No.

[Signature]  
Signature of Attorney or Agent

*[Handwritten signatures]*



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/905,540  
 Applicant(s) : Michael Dean McCutchan  
 Filed : July 13, 2001  
 Title : A KIT CONTAINING A SNACK FOOD AND DIP-CONDIMENT  
 TC/A.U. : 1761  
 Examiner : Drew E. Becker  
 Conf. No. : 3927  
 Docket No. : 8169M  
 Customer No. : 27752

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY REMARKS**

This is responsive to the Notice of Non-Compliant Amendment dated August 10, 2004, which set a thirty-day period for response. Accordingly, Applicants have amended the claims to comply with revised 37 CFR § 1.121, effective dated July 30, 2003. Please consider the following amendment and remarks.

**Amendments to the Claims** are reflected in the listing of claims that begin on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.